



Docket No. 60130-1197;  
01MRA0362

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Dale K. Bell  
Serial Number: 09/981,238  
Filed: 10/17/2001  
Group Art Unit: 3682  
Examiner: Julie Knecht Smith  
Title: AXLE LUBRICANT ISOLATION

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pursuant to the Examiner's remarks in the Notification of Non-Compliant Appeal Brief, mailed on December 20, 2006, Applicant is resubmitting herewith the enclosed Information Disclosure Statement previously filed August 14, 2006. The Board indicated the statement under Rule 97(e) was missing from the Information Disclosure Statement.

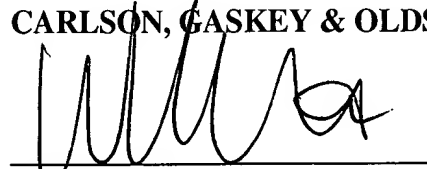
Pursuant to 37 C.F.R. 1.97(e)(1), each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement when filed on August 14, 2006. Applicant respectfully requests the Examiner to consider the enclosed references on the Information Disclosure Statement submitted herewith, which were timely submitted previously.

In accordance with Patent Office guidelines, copies of the foreign citations listed on the Information Disclosure Statement are enclosed. None of these references disclose the invention claimed in the subject application. Also enclosed is a copy of the Japanese Official Action, dated June 13, 2006.

Applicant has previously paid the \$180.00 fee for the Information Disclosure Statement. If any further fees are required, please charge them to Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C.

Respectfully submitted,

**CARLSON, GASKEY & OLDS, P.C.**

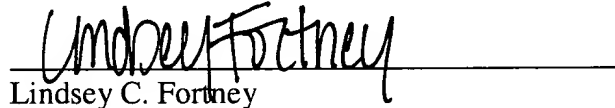


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Dated: January 10, 2007

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10 day of January, 2007.



Lindsey C. Forney

Substitute for form 1449 PTO

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

Sheet 1

of	1
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**Complete if Known**

Application Number	09/981,238
Filing Date	10/17/2001
First Named Inventor	Bell et al.
Art Unit	3682
Examiner Name	Julie Knecht Smith
Attorney Docket Number	60130-1197

## U. S. PATENT DOCUMENTS

[illegible]

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	Footnote
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
		JP 10061753	03-06-1998	Hino Motors Ltd.		
		JP 10009258	01-13-1998	Nippon Seiko KK		
		JP 9144854	03-06-1997	Hitachi Construction...		
		JP 4-39455	03-04-1992			

Examiner  
Signature

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.*